

**Iowa Department of Natural Resources  
Title V Operating Permit**

**Name of Permitted Facility: BFC Electric Company, LLC**  
**Facility Location: 4120 Booth Street SW, Cedar Rapids, IA 50403**  
**Air Quality Operating Permit Number: 01-TV-023-M001**  
**Expiration Date: August 13, 2006**

**EIQ Number: 92-6882**  
**Facility File Number: 57-01-125**

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**Responsible Official**

**Name: Warren Dunham**  
**Title: Manager**  
**Mailing Address: 110 Southeast Grant Street, Suite 205, Ankeny, IA 50021**  
**Phone #: (515) 964-6787**

**Permit Contact Person for the Facility**

**Name: Glen Hansel**  
**Title: Plant Manager**  
**Mailing Address: 4120 Booth Street SW, Cedar Rapids, IA 50403**  
**Phone #: (319) 366-5801**

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This permit is issued in accordance with 567 Iowa Administrative Code Chapter 22, and is issued subject to the terms and conditions contained in this permit.

**For the Director of the Department of Natural Resources**

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Douglas A. Campbell, Supervisor of Air Operating Permits Section

Date

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## Abbreviations

acfm.....	actual cubic feet per minute
ATI.....	authorization to install
CFR.....	Code of Federal Regulation
°F.....	degrees Fahrenheit
EIQ .....	emissions inventory questionnaire
gr./dscf.....	grains per dry standard cubic foot
gr./100 cf.....	grains per one hundred cubic feet
IAC.....	Iowa Administrative Code
IDNR.....	Iowa Department of Natural Resources
LCPH.....	Linn County Public Health
LCO.....	Linn County Ordinance
MVAC .....	motor vehicle air conditioner
NSPS.....	new source performance standard
ppmv.....	parts per million by volume
PTO .....	permit to operate
lb./hr .....	pounds per hour
lb./MMBtu.....	pounds per million British thermal units
scfm.....	standard cubic feet per minute
TPY .....	Tons per year
USEPA.....	United States Environmental Protection Agency

## **Pollutants**

PM.....	particulate matter
PM <sub>10</sub> .....	particulate matter ten microns or less in diameter
SO <sub>2</sub> .....	sulfur dioxide
NO <sub>x</sub> .....	nitrogen oxides
VOC .....	volatile organic compound
CO .....	carbon monoxide
HAP .....	hazardous air pollutant

# I. Facility Description and Equipment List

Facility Name: **BFC Electric Company, LLC**

Permit Number: **01-TV-023-M001**

Facility Description: **Biofuel Electric Generation Plant**

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## Equipment List

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<b>Emission Point Number</b>	<b>Associated Emission Unit(s) Number (s)</b>	<b>Associated Emission Unit Description</b>
<b>BP01</b>	<b>01</b>	<b>Gasification By-Pass Stack</b>
<b>EP01</b>	<b>01</b>	<b>Boiler (Natural Gas)</b>
<b>EP01</b>	<b>01</b>	<b>Gasification/Boiler Stack</b>
<b>EP02</b>	<b>02</b>	<b>Fuel Storage Silos</b>
<b>EP03</b>	<b>03</b>	<b>Fuel Receiver Cyclone</b>
<b>EP04</b>	<b>04</b>	<b>Ash Silo</b>
<b>FUG1</b>	<b>20</b>	<b>Fuel Handling Area</b>
<b>FUG2</b>	<b>21</b>	<b>Fuel Conveying</b>

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## Insignificant Equipment List

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<b>Insignificant Emission Unit Number</b>	<b>Insignificant Emission Unit Description</b>
<b>EU10</b>	<b>Diesel Tank</b>
<b>EU11</b>	<b>Space Heater 1</b>
<b>EU12</b>	<b>Space Heater 2</b>
<b>EU13</b>	<b>Space Heater 3</b>
<b>EU14</b>	<b>Space Heater 4</b>
<b>EU15</b>	<b>Maintenance Welding</b>
<b>EU16</b>	<b>Preheat Burner</b>
<b>EU17</b>	<b>Oil Storage Cabinet</b>
<b>EU22</b>	<b>Ash Loadout</b>

## II. Plant-Wide Conditions

Facility Name: **BFC Electric Company, LLC**

Permit Number: **01-TV-023-M001**

Permit conditions are established in accord with 567 Iowa Administrative Code rule 22.108

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### Permit Duration

The term of this permit is: less than 5 years

Commencing on: August 14, 2001

Ending on: August 13, 2006

Amendments, modifications and reopenings of the permit shall be obtained in accordance with 567 Iowa Administrative Code rules 22.110 - 22.114. Permits may be suspended, terminated, or revoked as specified in 567 Iowa Administrative Code Rules 22.115.

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### Plant-Wide Emission Limits

*The atmospheric emissions from the plant as a whole shall not exceed the following:*

Pollutant: Fugitive Dust

Emission Limit: BFC Gas & Electric shall comply with Linn County Ordinance, Section 10.13 regarding fugitive dust emissions. Precautions shall be taken at all times to prevent the discharge of fugitive dust and ash emissions across the property line. The containment structure installed for the ash loadout system shall be maintained in good integrity. The containment doors shall remain tightly closed at all times, specifically during loading operations. Vehicles transporting materials likely to give rise to airborne dust and/or ash shall remain covered during transport in accordance with 321.460 of the Code of Iowa. Occurrences where fugitive dust crosses the property line shall be considered an excess emission and shall be reported as required in Linn County Ordinance, Chapter 10, Section 14.

Authority for Requirement: LCPH ATI 3626 / PTO 4239

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*Unless specified otherwise in the Source Specific Conditions, the following limitations and supporting regulations apply to all emission points at this plant:*

Opacity (visible emissions): 20% opacity

Authority for Requirement: LCO 10.7

Sulfur Dioxide (SO<sub>2</sub>): 500 parts per million by volume

Authority for Requirement: 567 IAC 23.3(3)"e"  
LCO 10.12(2)

Particulate Matter: No person shall cause or allow the emission of particulate matter from any source in excess of the emission standards specified in this chapter, except as provided in 567 –

Chapter 24. For sources constructed, modified or reconstructed after July 21, 1999, the emission of particulate matter from any process shall not exceed an emission standard of 0.1 grain per dry standard cubic foot of exhaust gas, except as provided in 567 – 21.2(455B), 23.1(455B), 23.4(455B) and 567 – Chapter 24.

For sources constructed, modified or reconstructed prior to July 21, 1999, the emission of particulate matter from any process shall not exceed the amount determined from Table I, or amount specified in a permit if based on an emission standard of 0.1 grain per standard cubic foot of exhaust gas or established from standards provided in 23.1(455B) and 23.4(455B).

Authority for Requirement: 567 IAC 23.3(2)"a"

Particulate Matter: No person shall permit, cause, suffer or allow the emission of particulate matter into the atmosphere in any one hour from any emission point from any process equipment at a rate in excess of that specified in Table I for the process weight rate allocated to such emission point. In any case, the emission of particulate matter from any process shall not exceed an emission standard of 0.1 grain per dry standard cubic foot of exhaust gas or Table I of LCO section 10.9, whichever would result in the lowest allowable emission rate.

Authority for Requirement: LCO 10.9(1)

Fugitive Dust: Attainment and Unclassified Areas - No person shall allow, cause or permit any materials to be handled, transported or stored; or a building, its appurtenances or a construction haul road to be used, constructed, altered repaired or demolished, with the exception of farming operations or dust generated by ordinary travel on unpaved public roads, without taking reasonable precautions to prevent particulate matter in quantities sufficient to create a nuisance, as defined in Iowa Code section 657.1, from becoming airborne. All persons, with the above exceptions, shall take reasonable precautions to prevent the discharge of visible emissions of fugitive dusts beyond the lot line of the property on which the emissions originate. The highway authority shall be responsible for taking corrective action in those cases where said authority has received complaints of or has actual knowledge of dust conditions which require abatement pursuant to this subrule. Reasonable precautions may include, but not limited to, the following procedures.

1. Use, where practical, of water or chemicals for control of dusts in the demolition of existing buildings or structures, construction operations, the grading of roads or the clearing of land.
2. Application of suitable materials, such as but not limited to asphalt, oil, water or chemicals on unpaved roads, material stockpiles, race tracks and other surfaces which can give rise to airborne dusts.
3. Installation and use of containment or control equipment, to enclose or otherwise limit the emissions resulting from the handling and transfer of dusty materials, such as but not limited to grain, fertilizers or limestone.
4. Covering at all times when in motion, open-bodied vehicles transporting materials likely to give rise to airborne dusts.
5. Prompt removal of earth or other material from paved streets or to which earth or other material has been transported by trucking or earth-moving equipment, erosion by water or other means.

Authority for Requirement: 567--IAC 23.3(2)"c" and LCO 10.13

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**Compliance Plan**

*The owner/operator shall comply with the applicable requirements listed below. The compliance status is based on information provided by the applicant.*

Unless otherwise noted in Section III of this permit, BFC Electric Company, LLC, is in compliance with all applicable requirements and shall continue to comply with all such requirements. For those applicable requirements which become effective during the permit term, BFC Electric Company, LLC, shall comply with such requirements in a timely manner.  
Authority for Requirement: 567 IAC 22.108(15)

### III. Emission Point-Specific Conditions

Facility Name: **BFC Electric Company**  
Permit Number: **01-TV-023-M001**

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**Emission Point ID Number: BP01**

Associated Equipment

Associated Emission Unit ID Numbers: 01

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### Applicable Requirements

Emission Unit vented through this Emission Point: 01  
Emission Unit Description: Gasification By-Pass Stack  
Raw Material/Fuel: Natural Gas, Alternative Waste  
Rated Capacity: 0.1 MMCF/hr, 10 ton/hr

**Emission Limits (lb./hr, gr./dscf, lb./MMBtu, % opacity, etc.)**

*The emissions from this emission point shall not exceed the levels specified below.*

Pollutant: Opacity  
Emission Limit(s): 20%  
Authority for Requirement: LCPH ATI 4213 / PTO 4238  
LCO 10.7

**Operational Limits & Requirements**

*The owner/operator of this equipment shall comply with the operational limits & requirements listed below.*

**Control Device:**

A gas flare shall be used to control emissions associated with gasifier trip events. The flare shall be maintained at the ready at all times. All appropriate probes and gauges needed to measure the parameters outlined in Compliance Monitoring shall be installed and maintained in a good operating condition.

Authority for Requirement: LCPH ATI 4213 / PTO 4238

**Compliance Monitoring:**

The following information shall be monitored:

- Flare temperature when in operation

All monitors shall be easily accessible to air pollution personnel.

Authority for Requirement: LCPH ATI 4213 / PTO 4238

**Record keeping Requirements:**

A logbook of operations shall be maintained for this source. The following information shall be recorded and kept on site for a period of no less than five years, unless noted otherwise.

- Records of all gasifier bypass emission episodes including date, time, duration and reason.
- Records of all maintenance and repair completed on the control device.

These records shall be available on site for viewing by air pollution control personnel.

Authority for Requirement: LCPH ATI 4213 / PTO 4238

**Reporting:**

- Submit an oral report within 8 hours, or at the start of the first working day following an event where the flare has operated in order to control a bypass emission event.
- Submit a written report within 7 days as a follow-up to the above oral report requirement detailing the event which lead to the bypass emission and flare operation.
- Submit excess emission reports as required in Linn County Ordinance, Chapter 10, Section 14.

Authority for Requirement: LCPH ATI 4213 / PTO 4238

**Periodic Monitoring Requirements**

*The owner/operator of this equipment shall comply with the periodic monitoring requirements listed below.*

**Opacity Monitoring:**

The facility shall check the opacity weekly during a period when the emission unit on this emission point is at or near full capacity and record the reading. Maintain a written record of the observation and any action resulting from the observation for a minimum of five years. Opacity shall be observed to ensure that no visible emissions occur during the material handling operation of the unit. If visible emissions are observed corrective action will be taken as soon as possible, but no later than eight hours from the observation of visible emissions. If corrective action does not return the observation to no visible emissions, then a Method 9 observation will be required.

If an opacity (>20 %) is observed, this would be a violation and corrective action will be taken as soon as possible, but no later than eight hours from the observation of visible emissions. If weather conditions prevent the observer from conducting an opacity observation, the observer shall note such conditions on the data observation sheet. At least three attempts shall be made to retake opacity readings at approximately 2-hour intervals throughout the day. If all observation attempts for a week have been unsuccessful due to weather, an observation shall be made the next operating day where weather permits.

Authority for Requirement: 567 IAC 22.108(13)

**Agency Approved Operation & Maintenance Plan Required? Yes ☐ No ☒**

**Facility Maintained Operation & Maintenance Plan Required? Yes ☐ No ☒**

Authority for Requirement: 567 IAC 22.108(3)"b"

## **Emission Point ID Number: EP 01**

### Associated Equipment

Associated Emission Unit ID Numbers: 01

Emissions Control Equipment ID Number: CE 01

Emissions Control Equipment Description: Electrostatic Precipitator

Continuous Emissions Monitors ID Numbers: ME-01

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## **Applicable Requirements**

Emission Unit vented through this Emission Point: 01

Emission Unit Description: Boiler

Raw Material/Fuel: Natural Gas, Alternative Waste

Rated Capacity: 0.10 MMCF/hr, 10 ton/hr

### **Emission Limits (lb./hr, gr./dscf, lb./MMBtu, % opacity, etc.)**

*The emissions from this emission point shall not exceed the levels specified below.*

Pollutant: Opacity

Emission Limit(s): 20%

Authority for Requirement: LCPH ATI 3626 / PTO 4239  
LCO 10.7

Pollutant: PM-10

Emission Limit(s): 0.352 lb/MMBtu, 154.18 tpy

Authority for Requirement: LCPH ATI 3626 / PTO 4239  
LCO 10.8(2)

Pollutant: Particulate Matter

Emission Limit(s): 0.352 lb/MMBtu

Authority for Requirement: LCO 10.8(2)

Pollutant: Sulfur Dioxide (SO<sub>2</sub>)

Emission Limit(s): 30.00 lb/hr, 131.40 tpy

Authority for Requirement: LCPH ATI 3626 / PTO 4239

Pollutant: Nitrogen Oxide (NO<sub>x</sub>)

Emission Limit(s): 56.85 lb/hr, 249.00 tpy

Authority for Requirement: LCPH ATI 3626 / PTO 4239

Pollutant: Volatile Organic Compounds (VOC)

Emission Limit(s): 56.85 lb/hr, 249.00 tpy

Authority for Requirement: LCPH ATI 3626 / PTO 4239

Pollutant: Carbon Monoxide (CO)  
Emission Limit(s): 56.85 lb/hr, 249.00 tpy  
Authority for Requirement: LCPH ATI 3626 / PTO 4239

Pollutant: Fugitive Dust  
Emission Limit(s): BFC Gas & Electric shall comply with Linn County Ordinance, Section 10.13 regarding fugitive dust emissions. Precautions shall be taken at all times to prevent the discharge of fugitive dust & ash emissions across the property line. The containment structure installed for the ash loadout system shall be maintained in good integrity. The containment doors shall remain tightly closed at all times specifically during loading operations. Vehicles transporting materials likely to give rise to airborne dust and/or ash shall remain covered during transport in accordance with 321.460 of the Code of Iowa.

Occurrences where fugitive dust crosses the property line shall be considered an excess emission and shall be reported as required in Linn County Ordinance, Chapter 10, Section 14.  
Authority for Requirement: LCPH ATI 3626 / PTO 4239

### **Operational Limits & Requirements**

*The owner/operator of this equipment shall comply with the operational limits and requirements listed below.*

#### **Control Device:**

Multi-clones and an electrostatic precipitator shall be used to control particulate emissions. The control equipment shall be maintained on this source in a good operating condition at all times and operated whenever the equipment it controls is in operation. Proper use of fuels and combustion practices will be utilized to control SO<sub>x</sub>, NO<sub>x</sub>, and CO levels to non-PSD levels as outlined under "Emission Limits." Limestone shall be utilized for solids make-up to the fluidized bed boiler unit. The appropriate make-up rate of limestone addition shall be determined during HCl testing and continued on an ongoing basis. Refer to the section on "Periodic Emission Testing." All appropriate probes and gauges needed to measure the parameters outlined under "Compliance Monitoring" shall be installed and maintained in a good operating condition.

Authority for Requirement: LCPH ATI 3626 / PTO 4239

#### **Gasification Unit Bypass Control Device Installation:**

An enclosed flare shall be installed on the gasifier bypass stack in order to control emissions during emergency release events. The installation of the flare shall comply with the timelines specified in the compliance plan submitted by BFC on November 30, 2000. The flare shall be operational on or before August 31, 2001. The flare on the gasifier bypass stack was installed and operational on August 20, 2001.

The installation of the flare shall comply with all special permit requirements as outlined in its air quality permit to operate.

Authority for Requirement: LCPH ATI 3626 / PTO 4239

**Operating Limits:**

The maximum operating capacity of this device is the design capacity:

Energy input: 100.0 MMBtu/hr

Production output: 5.3 MW/hr

The maximum production output shall be limited to an average of 5.3 megawatt/hr for the duration of this operating permit.

Authority for Requirement: LCPH ATI 3626 / PTO 4239

**Biomass & Alternative Fuel Limitations:**

The source shall be limited to the following biomass and/or alternative fuel types for combustion:

Natural Gas, Seed Corn, Seed Corn Bags, Old Corrugated Cardboard Reject (OCCR) from Cedar River Paper Company, Wood Pallets, Poly Coated Paper, Mixed Paper Product, Feminine Napkin Waste Product, soybeans, sunflower seeds, used and unused oil filter paper.

Authority for Requirement: LCPH ATI 3626 / PTO 4239

**Consideration of New Biomass and Alternative Fuels:**

Any additional biomass and/or alternative fuel streams being considered for combustion shall comply with the following limitations.

- Biomass fuel material is defined as any organic substance other than oil, natural gas or coal. Fuel does not exclude processed products of oil, natural gas, or coal. Examples include wood pallets, clean wood, industrial process or manufacturing wastes, railroad ties, grain, crop residue, etc.
  - Fuel shall not include household waste, such as material, including yard waste, discarded by single and multiple residential dwellings, hotels, motels or temporary housing facilities.
  - Fuel shall not include commercial/retail waste such as material discarded by stores, offices, restaurants, warehouses, non-manufacturing activities at industrial facilities and other similar establishments.
  - Fuel shall not include institutional waste such as material discarded by schools, non-medical waste discarded by hospitals, material discarded by non-manufacturing activities at prisons, government facilities and other similar establishments.
  - Fuel shall not include refuse-derived fuel which is defined as a type of municipal solid waste produced by processing municipal solid waste through shredding and size classification. This includes all classes of refuse-derived fuel including low-density fluff refuse-derived fuel through densified refuse-derived fuel and pelletized refuse derived fuel.

Authority for Requirement: LCPH ATI 3626 / PTO 4239

**Biomass and Other Alternative Fuel Approval:**

Each new biomass and/or alternative fuel stream shall receive written approval from this department prior to utilization. For each new fuel stream the following shall be submitted to this department at least 15 days prior to anticipated fuel usage:

1. Written summary of fuel description, fuel origination, approximate quantity to be received, and fuel consistency assurance.

2. A proximate and ultimate analysis from a representative fuel sample. Test results shall include moisture, ash, carbon, hydrogen, sulfur, nitrogen, oxygen, chlorine, arsenic, beryllium, cadmium, chromium, copper, lead, mercury, and nickel.
3. Fuel analysis shall be performed in order to compare to the tested baseline fuel mixture and determine if the new fuel will adversely affect the emission rate.
4. Submittal shall include a copy of BFC Gas & Electric's acceptance evaluation of the fuel.
5. Stack testing may be required before final approval is granted, if in the opinion of the Air Pollution Control Officer emissions cannot be accurately determined by other means.

After initial approval of a fuel stream, no further approvals are required as long as the fuel stream does not change significantly from what was originally submitted. The fuel composition, moisture content and ratio of the fuel mixture combusted shall remain consistent with the levels that demonstrated compliance during the stack testing. This department reserves the right to require testing of fuels, ceasing use of fuel streams, or any other actions necessary to ensure continued compliance.

Authority for Requirement: LCPH ATI 3626 / PTO 4239

#### **Continuous Emission Monitoring (Opacity):**

BFC shall install a continuous opacity monitor (COM) on or before April 7, 2001. This monitor shall operate on a continuous basis and follow the operational, monitoring, testing, record keeping and reporting requirements as specified under 40 CFR Part 75 for Continuous Emissions Monitoring. The continuous emission monitor was installed and operational on April 9, 2001. Certification testing was performed on April 12, 2001.

BFC Gas & Electric shall notify the Linn County Air Quality Division not less than 30 days prior to performance evaluation of the continuous emission monitors. Results shall be submitted in a written report within 30 days after completion of testing.

All applicable monitoring, recording and reporting requirements of 40 CFR 75 must be completed. This includes, but is not limited to the following:

<b>Recording Requirement</b>	<b>Frequency</b>	<b>Reference</b>
Operating parameter record provisions	Hourly	40 CFR 75.57(b)(1-7)
Opacity Records	Continuous	40 CFR 75.57(f)(1-5)
Missing Data Records	Each occurrence	40 CFR 75.57(h)
All appropriate QA/QC procedures on COM		40 CFR 60, Performance Specification 1
Initial certification & re-certification test notifications	45 days prior to test	40 CFR 75.61(1)
Excess Emission Reports	Each reportable occurrence	40 CFR 75.57(f) LCO 10.14
Quarterly Opacity Reports	30 days following the end of each quarter	40 CFR 75.64(a)

Authority for Requirement: LCPH ATI 3626 / PTO 4239

**Periodic Emission Testing:**

In lieu of a requirement to install continuous monitors for CO & NO<sub>x</sub> emissions, BFC shall perform the following periodic emission testing. This testing requirement is an annual requirement for the life of the permit.

<b>Pollutant</b>	<b>Method</b>	<b>Frequency</b>	<b>Testing Shall be Completed on or before the Following Dates:</b>
CO	40 CFR 60 App A10	twice a year	1 <sup>st</sup> Test – April 7 <sup>th</sup> / 2 <sup>nd</sup> Test – Oct. 7 <sup>th</sup>
NO <sub>x</sub>	40 CFR 60 App A7 or 7A	twice a year	1 <sup>st</sup> Test – April 7 <sup>th</sup> / 2 <sup>nd</sup> Test – Oct. 7 <sup>th</sup>

This source shall demonstrate compliance through source testing in accordance with the above methods and with the Linn County Ordinance, Chapter 10, Sections 17, 18, and 19. Alternative procedures must be approved by the Linn County Air Pollution Control Officer.

Authority for Requirement: LCPH ATI 3626 / PTO 4239

<b>Pollutant</b>	<b>Method(40 CFR 60, App. A)</b>	<b>Completion Date</b>
Hydrochloric acid	26A, 320 or 321	By 60 days after full production but no later than 180 days after startup

A one-time stack test for hydrochloric acid emissions shall be conducted to determine HCl emissions. This test will be utilized to establish acceptable emission factors for HCl emissions in conjunction with the volume of OCCR fuel combusted. In addition, documentation of limestone addition rates to the fluidized bed will be collaborated for inclusion as an ongoing requirement. Alternative procedures must be approved by the Linn County Air Pollution Control Officer.

Authority for Requirement: LCPH ATI 3626 / PTO 4239

**Compliance Monitoring:**

The following information shall be monitored as a minimum:

- Daily inspection of ESP rapper operation
- Daily inspection of ESP T-R set operation
- Daily inspection of ESP ash removal system operation
- Bi-monthly inspection of T-R set control system
- Bi-monthly inspection of rapper control system
- Monthly natural gas combusted
- Monthly hours of operation read from a non-re-settable hour meter
- Type and quantity of biomass and alternative fuel combusted daily
- Hourly average megawatt production level

Authority for Requirement: LCPH ATI 3626 / PTO 4239

**Record keeping Requirements:**

A log of operation shall be maintained for the above listed unit. The following information shall be recorded and kept on site for a period of no less than five years.

- Daily inspection of ESP rapper operation
- Daily inspection of ESP T-R set operation
- Daily inspection of ESP ash removal system operation

- Bi-monthly inspection of T-R set control system
- Bi-monthly inspection of rapper control system
- Monthly natural gas combusted
- Monthly hours of operation read from a non-re-settable hour meter
- Type and quantity of biomass and alternative fuel combusted daily
- Copies of test results shall be retained until a new approved representative test is conducted or for five years, whichever is longer
- Record of all maintenance completed on the ESP and boiler/gasification system which may have an effect on emissions
- Hourly average megawatt production level per day
- Record of all gasifier trip episodes including date, time and reason

These records shall be available on site at all times for viewing by air pollution control personnel.

Authority for Requirement: LCPH ATI 3626 / PTO 4239

### **Reporting:**

Reports shall be submitted to the Linn County Public Health Department.

- Submit notification at least 15 days prior to stack test event and submit stack test results within 30 days after test as required in Linn County Ordinance, Chapter 10, Section 17.
- Submit quarterly reports within 30 days of the end of the quarter for the continuous monitoring information specified in Linn County Ordinance, Chapter 10, Section 17, (7).
- Submit excess emission reports as required in Linn County Ordinance, Chapter 10, Section 14.

Authority for Requirement: LCPH ATI 3626 / PTO 4239

### **Periodic Monitoring Requirements**

*The owner/operator of this equipment shall comply with the periodic monitoring requirements listed below.*

### **Stack Testing:**

Pollutant – Particulate Matter

1st Stack Test to be Completed by – August 14, 2003

Test Method – Iowa Compliance Sampling Manual

Authority for Requirement - 567 IAC 22.108(3)

Pollutant – Sulfur Dioxide (SO<sub>2</sub>)

1st Stack Test to be Completed by – August 14, 2003

Test Method – Method 6C (40 CFR 60) or approved alternative

Authority for Requirement - 567 IAC 22.108(3)

Pollutant – Volatile Organic Compounds (VOC)

1st Stack Test to be Completed by – August 14, 2003

Test Method – Method 25A (40 CFR 60)

Authority for Requirement - 567 IAC 22.108(3)

**Continuous Emissions Monitoring:**

Pollutant – Opacity

Operational Specifications – 40 CFR Part 75

Date of Initial System Calibration and Quality Assurance – April 12, 2001

Ongoing System Calibration/Quality Assurance – 40 CFR Part 75

Reporting & Record keeping – 40 CFR Part 75

Authority for Requirement – LCPH ATI 3626 / PTO 4239

*The owner of this equipment or the owner's authorized agent shall provide written notice to the Director, not less than 30 days before a required stack test or performance evaluation of a continuous emission monitor. Results of the test shall be submitted in writing to the Director in the form of a comprehensive report within 6 weeks of the completion of the testing. 567 IAC 25.1(7)*

**Agency Approved Operation & Maintenance Plan Required? Yes ☒ No ☐**

Relevant requirements of O & M plan for this equipment: **Particulate Matter  
PM-10**

**Facility Maintained Operation & Maintenance Plan Required? Yes ☐ No ☒**

**Electrostatic Precipitator Compliance Assurance Monitoring Plan****Monitoring Guidelines**

The facility makes a commitment to take timely corrective action during periods of excursion where the indicators are out of range. A corrective action may include an investigation of the reason for the excursion, evaluation of the situation and necessary follow-up action to return operation within the indicator range. An excursion is determined by the averaged discrete data point over a period of time. An excursion does not necessarily indicate a violation of an applicable requirement. If the corrective action measures fail to return the indicators to the appropriate range, the facility will report the exceedance to the department and conduct source testing within 90 days of the exceedance to demonstrate compliance with applicable requirements. If the test demonstrates compliance with emission limits then new indicator ranges must be set for monitoring and the new ranges must be incorporated in the operating permit. If the test demonstrates noncompliance with emission limits, then the facility, within 60 days, proposes a schedule to implement corrective action to bring the source into compliance and demonstrate compliance.

**Monitoring Methods & Corrective Actions****General**

- Periodic monitoring is not required when the source is not operated for time periods greater than one day.

## **Continuous Monitoring Methods & Corrective Actions**

### **• Precipitator Malfunction Alarm**

The precipitator malfunction alarm will continuously monitor the following parameters:

1. TR Voltage
  - a. TR Voltage for zone 1 shall be maintained between 20kV and 55 kV.
  - b. TR Voltage for zone 2 shall be maintained between 27 kV and 55 kV.
2. TR Amperage
  - a. TR Amperage for zone 1 will be maintained between 20 mA and 300 mA.
  - b. TR Amperage for zone 2 will be maintained between 30 mA and 300 mA.

Corrective action measures will be implemented on the discovery of a precipitator malfunction alarm. The appropriate measures and/or action plan for remediation will be implemented within eight (8) hours, and if necessary, within an additional period of time until alternate generating capacity is available to meet consumer demand.

### **• Opacity Monitoring**

Opacity is continuously monitored and recorded via readouts in the control room. Additionally, ESP performance is also continuously monitored via TR amperage and voltage readouts in the precipitator control room for each section of the ESPs.

The Continuous Opacity Monitoring System (COMS) will continuously monitor the stack gas for opacity. Corrective action measures will be implemented when the opacity exceeds twenty (20) percent for more than one non-exempted six-minute average. If exceeded during normal operations, and not during periods of startup, shutdown, or malfunction, or due to opacity equipment failure, this would be a permit violation. The appropriate measures for remediation will be implemented within eight (8) hours plus the period of time until generating capacity is available to meet consumer demand.

### **Daily Inspection of ESP Parameters**

- Inspection of rapper operation
- Inspection of T-R set operation
- Inspection of ash removal system operation

Corrective action measures will be implemented on the occurrence of an abnormal condition.

Abnormal conditions will include the following:

1. Rapper systems failure
2. T-R set failure
3. Ash transport system failure
4. High ash hopper

The appropriate measures and/or action plan for remediation will be implemented within eight (8) hours, and if necessary, within an additional period of time until alternate generating capacity is available to meet consumer demand.

### **Each Major Unit Overhaul**

- Inspect plate and electrode alignment and adjust if necessary.
- Check plates and electrodes for excess fouling and signs of corrosion.
- Check the T-R set mechanical condition.
- Inspect the insulator housings for mechanical condition.
- Inspect internal structural components for signs of corrosion, air leakage, and mechanical failure.

Corrective action measures will be devised and implemented on the occurrence of an abnormal condition. The appropriate measures for remediation will be implemented in a timely manner.

### **Record keeping and Reporting**

- Maintain a written/electronic record of all failures requiring corrective actions that were performed on the equipment for five years.
- Records of all planned unit outage inspections and any action resulting from these inspections will be kept for five (5) years.
- Opacity reports and supporting data will be kept in accordance with 567 IAC 25.

The following records will be maintained for a five year period to demonstrate ongoing compliance. The records will be available upon request by the regulating authority.

- Inspections of rapper operation
- Inspections of T-R set operation
- Inspections of ash removal system operation
- Inspections of rapper control system
- Inspections of T-R control system
- Records of any corrective maintenance performed on the ESP

### **Quality Control**

- The continuous opacity monitor will be automatically calibrated for zero and span adjustments daily.
- All instruments and control equipment will be calibrated, maintained, and operated according to the manufacturer's specifications.
- An inventory of spare parts will be maintained. Parts will be re-ordered as they are used.

Authority for Requirement: 567 IAC 22.108(3)"b"  
40 CFR 64

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**Emission Point ID Number: 02****Associated Equipment**

Associated Emission Unit ID Numbers: 02

Emissions Control Equipment ID Number: CE02

Emissions Control Equipment Description: Fuel Storage Baghouse

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## Applicable Requirements

Emission Unit vented through this Emission Point: 02

Emission Unit Description: Fuel Storage Silos

Raw Material/Fuel: Alternative Waste

Rated Capacity: 7.5 ton/hr

**Emission Limits (lb./hr, gr./dscf, lb./MMBtu, % opacity, etc.)**

*The emissions from this emission point shall not exceed the levels specified below.*

Pollutant: Opacity

Emission Limit(s): 20%

Authority for Requirement: LCPH ATI 3627 / PTO 3756  
LCO 10.7

Pollutant: PM-10

Emission Limit(s): 0.1 gr/scf, 2.66 lb/hr

Authority for Requirement: LCPH ATI 3627 / PTO 3756

Pollutant: Particulate Matter

Emission Limit(s): 0.1 gr/scf

Authority for Requirement: 567 IAC 23.3(2)"a"(2)  
LCO 10.9(1)"a"

**Operational Limits & Requirements**

*The owner/operator of this equipment shall comply with the operational limits and requirements listed below.*

**Control Device:**

A baghouse shall be used to control particulate emissions. The control equipment shall be maintained on this source in a good operating conditional at all times. All appropriate probes and gauges needed to measure the parameters outlined under "Compliance Monitoring" shall be installed and maintained in a good operating condition.

Authority for Requirement: LCPH ATI 3627 / PTO 3756

**Operating Limits:**

Airflow to the baghouse shall be limited to 3100 scfm. Any increase in airflow would be considered a major modification and would necessitate a new authorization to install permit.

Authority for Requirement: LCPH ATI 3627 / PTO 3756

**Compliance Monitoring:**

The following information shall be monitored:

- Daily pressure drop readings and visual check of stack discharge.

All monitors shall be easily accessible to air pollution personnel.

Authority for Requirement: LCPH ATI 3627 / PTO 3756

**Record keeping Requirements:**

A log book of operations shall be maintained for this source. The following information shall be recorded and kept on site for a period of no less than five years, unless noted otherwise.

- Daily pressure drop readings and visual check of stack discharge
- Records of all maintenance and repair completed on the control device.

These records shall be available on site for viewing by air pollution control personnel.

Authority for Requirement: LCPH ATI 3627 / PTO 3756

**Reporting:**

Reports shall be submitted to the Linn County Public Health Department. Submit excess emission reports as required in Linn County Ordinance, Chapter 10, Section 14.

Authority for Requirement: LCPH ATI 3627 / PTO 3756

LCO 10.14

**Periodic Monitoring Requirements**

*The owner/operator of this equipment shall comply with the periodic monitoring requirements listed below.*

**Opacity Monitoring:**

The facility shall check the opacity weekly during a period when the emission unit on this emission point is at or near full capacity and record the reading. Maintain a written record of the observation and any action resulting from the observation for a minimum of five years. Opacity shall be observed to ensure that no visible emissions occur during the material handling operation of the unit. If visible emissions are observed corrective action will be taken as soon as possible, but no later than eight hours from the observation of visible emissions. If corrective action does not return the observation to no visible emissions, then a Method 9 observation will be required.

If an opacity (>20 %) is observed, this would be a violation and corrective action will be taken as soon as possible, but no later than eight hours from the observation of visible emissions. If weather conditions prevent the observer from conducting an opacity observation, the observer shall note such conditions on the data observation sheet. At least three attempts shall be made to retake opacity readings at approximately 2-hour intervals throughout the day. If all observation

attempts for a week have been unsuccessful due to weather, an observation shall be made the next operating day where weather permits.

Authority for Requirement: 567 IAC 22.108(13)

**Agency Approved Operation & Maintenance Plan Required? Yes ☐ No ☒**

**Facility Maintained Operation & Maintenance Plan Required? Yes ☒ No ☐**

*Facility operation and maintenance plans must be sufficient to yield reliable data from the relevant time period that are representative of the source's compliance with the applicable requirements.*

*Facility operation and maintenance plans are to be developed by the facility within six(6) months of the issuance date of this permit and the data pertaining to the plan maintained on site for at least 5 years. The plan and associated recordkeeping provides documentation of this facility's implementation of its obligation to operate according to good air pollution control practice.*

*Good air pollution control practice is achieved by adoption of quality control standards in the operation and maintenance procedures for air pollution control that are comparable to industry quality control standards for the production processes associated with this emission point.*

Authority for Requirement: 567 IAC 22.108(3)"b"

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## **Emission Point ID Number: 03**

### Associated Equipment

Associated Emission Unit ID Numbers: 03

Emissions Control Equipment ID Number: CE03

Emissions Control Equipment Description: Fuel Receiving Baghouse

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## **Applicable Requirements**

Emission Unit vented through this Emission Point: 03

Emission Unit Description: Fuel Receiver Cyclone

Raw Material/Fuel: Alternative Fuel

Rated Capacity: 7.2 ton/hr

### **Emission Limits (lb./hr, gr./dscf, lb./MMBtu, % opacity, etc.)**

*The emissions from this emission point shall not exceed the levels specified below.*

Pollutant: Opacity

Emission Limit(s): 20%

Authority for Requirement: LCPH ATI 3628 / PTO 3757  
LCO 10.7

Pollutant: PM-10

Emission Limit(s): 0.1 gr/scf, 2.23 lb/hr

Authority for Requirement: LCPH ATI 3628 / PTO 3757

Pollutant: Particulate Matter

Emission Limit(s): 0.1 gr/scf

Authority for Requirement: 567 IAC 23.3(2)"a"(2)  
LCO 10.9(1)"a"

### **Operational Limits & Requirements**

*The owner/operator of this equipment shall comply with the operational limits and requirements listed below.*

#### **Control Device:**

A baghouse shall be used to control particulate emissions. The control equipment shall be maintained on this source in a good operating condition at all times. All appropriate probes and gauges needed to measure the parameters outlined under "Compliance Monitoring" shall be installed and maintained in a good operating condition.

Authority for Requirement: LCPH ATI 3628 / PTO 3757

**Operating Limits:**

Airflow to the baghouse shall be limited to 2604 scfm. Any increase in airflow would be considered a major modification and would necessitate a new authorization to install permit.

Authority for Requirement: LCPH ATI 3628 / PTO 3757

**Compliance Monitoring:**

The following information shall be monitored:

- Daily pressure drop readings and visual check of stack discharge

All monitors shall be easily accessible to air pollution personnel.

Authority for Requirement: LCPH ATI 3628 / PTO 3757

**Record keeping Requirements:**

A logbook of operations shall be maintained for this source. The following information shall be recorded and kept on site for a period of no less than five years, unless noted otherwise.

- Daily pressure drop readings and visual check of stack discharge
- Records of all maintenance and repair completed on the control device

These records shall be available on site for viewing by air pollution control personnel.

Authority for Requirement: LCPH ATI 3628 / PTO 3757

**Reporting:**

Reports shall be submitted to the Linn County Public Health Department. Submit excess emission reports as required in Linn County Ordinance, Chapter 10, Section 14.

Authority for Requirement: LCPH ATI 3628 / PTO 3757

LCO 10.14

**Periodic Monitoring Requirements**

*The owner/operator of this equipment shall comply with the periodic monitoring requirements listed below.*

**Opacity Monitoring:**

The facility shall check the opacity weekly during a period when the emission unit on this emission point is at or near full capacity and record the reading. Maintain a written record of the observation and any action resulting from the observation for a minimum of five years. Opacity shall be observed to ensure that no visible emissions occur during the material handling operation of the unit. If visible emissions are observed corrective action will be taken as soon as possible, but no later than eight hours from the observation of visible emissions. If corrective action does not return the observation to no visible emissions, then a Method 9 observation will be required.

If an opacity (>20 %) is observed, this would be a violation and corrective action will be taken as soon as possible, but no later than eight hours from the observation of visible emissions. If weather conditions prevent the observer from conducting an opacity observation, the observer shall note such conditions on the data observation sheet. At least three attempts shall be made to retake opacity readings at approximately 2-hour intervals throughout the day. If all observation

attempts for a week have been unsuccessful due to weather, an observation shall be made the next operating day where weather permits.

Authority for Requirement: 567 IAC 22.108(13)

**Agency Approved Operation & Maintenance Plan Required? Yes ☐ No ☒**

**Facility Maintained Operation & Maintenance Plan Required? Yes ☒ No ☐**

*Facility operation and maintenance plans must be sufficient to yield reliable data from the relevant time period that are representative of the source's compliance with the applicable requirements.*

*Facility operation and maintenance plans are to be developed by the facility within six(6) months of the issuance date of this permit and the data pertaining to the plan maintained on site for at least 5 years. The plan and associated recordkeeping provides documentation of this facility's implementation of its obligation to operate according to good air pollution control practice.*

*Good air pollution control practice is achieved by adoption of quality control standards in the operation and maintenance procedures for air pollution control that are comparable to industry quality control standards for the production processes associated with this emission point.*

Authority for Requirement: 567 IAC 22.108(3)"b"

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**Emission Point ID Number: 04****Associated Equipment**

Associated Emission Unit ID Numbers: 04

Emissions Control Equipment ID Number: CE04

Emissions Control Equipment Description: Ash Silo Baghouse

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## Applicable Requirements

Emission Unit vented through this Emission Point: 04

Emission Unit Description: Ash Silo

Raw Material/Fuel: Ash

Rated Capacity: 0.15 ton/hr

**Emission Limits (lb./hr, gr./dscf, lb./MMBtu, % opacity, etc.)**

*The emissions from this emission point shall not exceed the levels specified below.*

Pollutant: Opacity

Emission Limit(s): 20%

Authority for Requirement: LCPH ATI 3629 / PTO 3758  
LCO 10.7

Pollutant: PM-10

Emission Limit(s): 1.14 lb/hr

Authority for Requirement: LCPH ATI 3629 / PTO 3758

Pollutant: Particulate Matter

Emission Limit(s): 0.1 gr/dscf

Authority for Requirement: 567 IAC 23.3(2)"a"(2)  
LCO 10.9(1)"a"

**Operational Limits & Requirements**

*The owner/operator of this equipment shall comply with the operational limits and requirements listed below.*

**Control Device:**

A baghouse shall be used to control particulate emissions. The control equipment shall be maintained on this source in a good operating condition at all times. All appropriate probes and gauges needed to measure the parameters outlined under "Compliance Monitoring" shall be installed and maintained in a good operating condition.

Authority for Requirement: LCPH ATI 3629 / PTO 3758

**Operating Limits:**

Airflow to the baghouse shall be limited to 1625 scfm. Any increase in airflow would be considered a major modification and would necessitate a new authorization to install permit.

Authority for Requirement: LCPH ATI 3629 / PTO 3758

**Compliance Monitoring:**

The following information shall be monitored:

- Daily pressure drop readings and visual check of stack discharge

All monitors shall be easily accessible to air pollution personnel.

Authority for Requirement: LCPH ATI 3629 / PTO 3758

**Record keeping Requirements:**

A logbook of operations shall be maintained for this source. The following information shall be recorded and kept on site for a period of no less than five years, unless noted otherwise.

- Daily pressure drop readings and visual check of stack discharge
- Records of all maintenance and repair completed on the control device

These records shall be available on site for viewing by air pollution control personnel.

Authority for Requirement: LCPH ATI 3629 / PTO 3758

**Reporting:**

Reports shall be submitted to the Linn County Public Health Department. Submit excess emission reports as required in Linn County Ordinance, Chapter 10, Section 14.

Authority for Requirement: LCPH ATI 3629 / PTO 3758

LCO 10.14

**Periodic Monitoring Requirements**

*The owner/operator of this equipment shall comply with the periodic monitoring requirements listed below.*

**Opacity Monitoring:**

The facility shall check the opacity weekly during a period when the emission unit on this emission point is at or near full capacity and record the reading. Maintain a written record of the observation and any action resulting from the observation for a minimum of five years. Opacity shall be observed to ensure that no visible emissions occur during the material handling operation of the unit. If visible emissions are observed corrective action will be taken as soon as possible, but no later than eight hours from the observation of visible emissions. If corrective action does not return the observation to no visible emissions, then a Method 9 observation will be required.

If an opacity (>20 %) is observed, this would be a violation and corrective action will be taken as soon as possible, but no later than eight hours from the observation of visible emissions. If weather conditions prevent the observer from conducting an opacity observation, the observer shall note such conditions on the data observation sheet. At least three attempts shall be made to retake opacity readings at approximately 2-hour intervals throughout the day. If all observation

attempts for a week have been unsuccessful due to weather, an observation shall be made the next operating day where weather permits.

Authority for Requirement: 567 IAC 22.108(13)

**Agency Approved Operation & Maintenance Plan Required? Yes ☐ No ☒**

**Facility Maintained Operation & Maintenance Plan Required? Yes ☐ No ☒**

Authority for Requirement: 567 IAC 22.108(3)"b"

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**Emission Point ID Number: FUG1**

Associated Equipment

Associated Emission Unit ID Numbers: EU20

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**Applicable Requirements**

Emission Unit vented through this Emission Point: EU20

Emission Unit Description: Fuel Handling Area

Raw Material/Fuel: Alternative Waste

Rated Capacity: 10 ton/hr

**Emission Limits (lb./hr, gr./dscf, lb./MMBtu, % opacity, etc.)**

*The emissions from this emission point shall not exceed the levels specified below.*

Pollutant: Fugitive Dust

No person shall allow, cause or permit any materials to be handled, transported or stored; or a building, its appurtenances or a construction haul road to be used, constructed, altered, repaired, or demolished, without taking reasonable precautions to prevent particulate matter in quantities sufficient to create a nuisance. All persons, with the above exceptions, shall take reasonable precautions to prevent the discharge of visible emission of fugitive dusts beyond the lot line of the property on which the emissions originate.

Authority for Requirement: 567 IAC 23.3(2)"c"  
LCO 10.13

**Periodic Monitoring Requirements**

*The owner/operator of this equipment shall comply with the periodic monitoring requirements listed below.*

**Agency Approved Operation & Maintenance Plan Required? Yes ☐ No ☒**

**Facility Maintained Operation & Maintenance Plan Required? Yes ☐ No ☒**

Authority for Requirement: 567 IAC 22.108(3)"b"

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**Emission Point ID Number: FUG2****Associated Equipment**

Associated Emission Unit ID Numbers: EU21

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## Applicable Requirements

Emission Unit vented through this Emission Point: EU21

Emission Unit Description: Fuel Conveying

Raw Material/Fuel: Alternative Waste

Rated Capacity: 10 ton/hr

**Emission Limits (lb./hr, gr./dscf, lb./MMBtu, % opacity, etc.)**

*The emissions from this emission point shall not exceed the levels specified below.*

Pollutant: Fugitive Dust

No person shall allow, cause or permit any materials to be handled, transported or stored; or a building, its appurtenances or a construction haul road to be used, constructed, altered, repaired, or demolished, without taking reasonable precautions to prevent particulate matter in quantities sufficient to create a nuisance. All persons, with the above exceptions, shall take reasonable precautions to prevent the discharge of visible emissions of fugitive dusts beyond the lot line of the property on which the emissions originate.

Authority for Requirement: 567 IAC 23.3(2)"c"  
LCO 10.13

**Periodic Monitoring Requirements**

*The owner/operator of this equipment shall comply with the periodic monitoring requirements listed below.*

**Agency Approved Operation & Maintenance Plan Required? Yes ☐ No ☒**

**Facility Maintained Operation & Maintenance Plan Required? Yes ☐ No ☒**

Authority for Requirement: 567 IAC 22.108(3)"b"

## IV. General Conditions

This permit is issued under the authority of the Iowa Code subsection 455B.133(8) and in accordance with 567 Iowa Administrative Code chapter 22.

### G1. Duty to Comply

1. The permittee must comply with all conditions of the Title V permit. Any permit noncompliance constitutes a violation of the Act and is grounds for enforcement action; for a permit termination, revocation and reissuance, or modification; or for denial of a permit renewal application. *567 IAC 22.108(9)"a"*
2. Any compliance schedule shall be supplemental to, and shall not sanction noncompliance with, the applicable requirements on which it is based. *567 IAC 22.105 (2)"h"3*
3. Where an applicable requirement of the Act is more stringent than an applicable requirement of regulations promulgated under Title IV of the Act, both provisions shall be enforceable by the administrator and are incorporated into this permit. *567 IAC 22.108 (1)"b"*
4. Unless specified as either "state enforceable only" or "local program enforceable only", all terms and conditions in the permit, including provisions to limit a source's potential to emit, are enforceable by the administrator and citizens under the Act. *567 IAC 22.108 (14)*
5. It shall not be a defense for a permittee, in an enforcement action, that it would have been necessary to halt or reduce the permitted activity in order to maintain compliance with the conditions of the permit. *567 IAC 22.108 (9)"b"*

### G2. Permit Expiration

1. Except as provided in 567 IAC 22.104, the expiration of this permit terminates the permittee's right to operate unless a timely and complete application has been submitted for renewal. Any testing required for renewal shall be completed before the application is submitted. *567 IAC 22.116(2)*
2. To be considered timely, the owner, operator, or designated representative (where applicable) of each source required to obtain a Title V permit shall present or mail the Air Quality Bureau, Iowa Department of Natural Resources, Air Quality Bureau, 7900 Hickman Rd, Suite #1, Urbandale, Iowa 50322, four or more copies of a complete permit application, at least 6 months but not more than 18 months prior to the date of permit expiration. The definition of a complete application is as indicated in 567 IAC 22.105(2). *567 IAC 22.105*

### G3. Certification Requirement for Title V Related Documents

Any application, report, compliance certification or other document submitted pursuant to this permit shall contain certification by a responsible official of truth, accuracy, and completeness. All certifications shall state that, based on information and belief formed after reasonable inquiry, the statements and information in the document are true, accurate, and complete. *567 IAC 22.107 (4)*

### G4. Annual Compliance Certification

By March 31 of each year, the permittee shall submit compliance certifications for the previous calendar year. The certifications shall include descriptions of means to monitor the compliance status of all emissions sources including emissions limitations, standards, and work practices in accordance with applicable requirements. The certification for a source shall include the identification of each term or condition of the permit that is the basis of the certification; the compliance status; whether compliance was continuous or intermittent; the method(s) used for determining the compliance status of the source, currently and over the reporting period consistent with all applicable department rules. For sources determined not to be in compliance

at the time of compliance certification, a compliance schedule shall be submitted which provides for periodic progress reports, dates for achieving activities, milestones, and an explanation of why any dates were missed and preventive or corrective measures. The compliance certification shall be submitted to the administrator, director, and the appropriate DNR Field office. *567 IAC 22.108 (15)"e"*

#### **G5. Semi-Annual Monitoring Report**

By March 31 and September 30 of each year, the permittee shall submit a report of any monitoring required under this permit for the 6 month periods of July 1 to December 31 and January 1 to June 30, respectively. All instances of deviations from permit requirements must be clearly identified in these reports, and the report must be signed by a responsible official, consistent with 567 IAC 22.107(4). The semi-annual monitoring report shall be submitted to the director and the appropriate DNR Field office. *567 IAC 22.108 (5)*

#### **G6. Annual Fee**

1. The permittee is required under subrule 567 IAC 22.106 to pay an annual fee based on the total tons of actual emissions of each regulated air pollutant. Beginning July 1, 1996, Title V operating permit fees will be paid on July 1 of each year. The fee shall be based on emissions for the previous calendar year.
2. The fee amount shall be calculated based on the first 4,000 tons of each regulated air pollutant emitted each year. The fee to be charged per ton of pollutant will be available from the department by June 1 of each year. The Responsible Official will be advised of any change in the annual fee per ton of pollutant.
3. The following forms shall be submitted annually by March 31 documenting actual emissions for the previous calendar year.
  - a. Form 1.0 "Facility Identification";
  - b. Form 4.0 "Emissions unit-actual operations and emissions" for each emission unit;
  - c. Form 5.0 "Title V annual emissions summary/fee"; and
  - d. Part 3 "Application certification."
4. The fee shall be submitted annually by July 1. The fee shall be submitted with the following forms:
  - a. Form 1.0 "Facility Identification";
  - b. Form 5.0 "Title V annual emissions summary/fee";
  - c. Part 3 "Application certification."
5. If there are any changes to the emission calculation form, the department shall make revised forms available to the public by January 1. If revised forms are not available by January 1, forms from the previous year may be used and the year of emissions documented changed. The department shall calculate the total statewide Title V emissions for the prior calendar year and make this information available to the public no later than April 30 of each year.
6. Phase I acid rain affected units under section 404 of the Act shall not be required to pay a fee for emissions which occur during the years 1993 through 1999 inclusive.
7. The fee for a portable emissions unit or stationary source which operates both in Iowa and out of state shall be calculated only for emissions from the source while operating in Iowa.
8. Failure to pay the appropriate Title V fee represents cause for revocation of the Title V permit as indicated in 567 IAC 22.115(1)"d".

### **G7. Inspection of Premises, Records, Equipment, Methods and Discharges**

Upon presentation of proper credentials and any other documents as may be required by law, the permittee shall allow the director or the director's authorized representative to:

1. Enter upon the permittee's premises where a Title V source is located or emissions-related activity is conducted, or where records must be kept under the conditions of the permit;
2. Have access to and copy, at reasonable times, any records that must be kept under the conditions of the permit;
3. Inspect, at reasonable times, any facilities, equipment (including monitoring and air pollution control equipment), practices, or operations regulated or required under the permit; and
4. Sample or monitor, at reasonable times, substances or parameters for the purpose of ensuring compliance with the permit or other applicable requirements. *567 IAC 22.108 (15)"b"*

### **G8. Duty to Provide Information**

The permittee shall furnish to the director, within a reasonable time, any information that the director may request in writing to determine whether cause exists for modifying, revoking and reissuing, or terminating the permit or to determine compliance with the permit. Upon request, the permittee also shall furnish to the director copies of records required to be kept by the permit, or for information claimed to be confidential, the permittee shall furnish such records directly to the administrator of EPA along with a claim of confidentiality. *567 IAC 22.108 (9)"e"*

### **G9. General Maintenance and Repair Duties**

The owner or operator of any air emission source or control equipment shall:

1. Maintain and operate the equipment or control equipment at all times in a manner consistent with good practice for minimizing emissions.
2. Remedy any cause of excess emissions in an expeditious manner.
3. Minimize the amount and duration of any excess emission to the maximum extent possible during periods of such emissions. These measures may include but not be limited to the use of clean fuels, production cutbacks, or the use of alternate process units or, in the case of utilities, purchase of electrical power until repairs are completed.
4. Schedule, at a minimum, routine maintenance of equipment or control equipment during periods of process shutdowns to the maximum extent possible. *567 IAC 24.2(1)*

### **G10. Recordkeeping Requirements for Compliance Monitoring**

1. In addition to any source specific recordkeeping requirements contained in this permit, the permittee shall maintain the following compliance monitoring records, where applicable:

- a. The date, place and time of sampling or measurements
- b. The date the analyses were performed.
- c. The company or entity that performed the analyses.
- d. The analytical techniques or methods used.
- e. The results of such analyses; and
- f. The operating conditions as existing at the time of sampling or measurement.
- g. The records of quality assurance for continuous compliance monitoring systems (including but not limited to quality control activities, audits and calibration drifts.)

2. The permittee shall retain records of all required compliance monitoring data and support information for a period of at least 5 years from the date of compliance monitoring sample, measurement report or application. Support information includes all calibration and maintenance records and all original strip chart recordings for continuous compliance monitoring, and copies of all reports required by the permit.

3. For any source which in its application identified reasonably anticipated alternative operating scenarios, the permittee shall:
- a. Comply with all terms and conditions of this permit specific to each alternative scenario.
  - b. Maintain a log at the permitted facility of the scenario under which it is operating.
  - c. Consider the permit shield, if provided in this permit, to extend to all terms and conditions under each operating scenario. *567 IAC 22.108(4), 567 IAC 22.108(12)*

**G11. Prevention of Accidental Release: Risk Management Plan Notification and Compliance Certification**

If the permittee is required to develop and register a risk management plan pursuant to section 112(r) of the Act, the permittee shall notify the department of this requirement. The plan shall be filed with all appropriate authorities by the deadline specified by EPA. A certification that this risk management plan is being properly implemented shall be included in the annual compliance certification of this permit. *567 IAC 22.108(6)*

**G12. Hazardous Release**

The permittee must report any situation involving the actual, imminent, or probable release of a hazardous substance into the atmosphere which, because of the quantity, strength and toxicity of the substance, creates an immediate or potential danger to the public health, safety or to the environment. A verbal report shall be made to the department at (515) 281-8694 and to the local police department or the office of the sheriff of the affected county as soon as possible but not later than six hours after the discovery or onset of the condition. This verbal report must be followed up with a written report as indicated in *567 IAC 131.2(2)*. *567 IAC Chapter 131-State Only*

**G13. Excess Emissions and Excess Emissions Reporting Requirements**

1. Excess Emissions. Excess emission during a period of startup, shutdown, or cleaning of control equipment is not a violation of the emission standard if the startup, shutdown or cleaning is accomplished expeditiously and in a manner consistent with good practice for minimizing emissions. Cleaning of control equipment which does not require the shutdown of the process equipment shall be limited to one six-minute period per one-hour period. An incident of excess emission (other than an incident during startup, shutdown or cleaning of control equipment) is a violation. If the owner or operator of a source maintains that the incident of excess emission was due to a malfunction, the owner or operator must show that the conditions which caused the incident of excess emission were not preventable by reasonable maintenance and control measures. Determination of any subsequent enforcement action will be made following review of this report. If excess emissions are occurring, either the control equipment causing the excess emission shall be repaired in an expeditious manner or the process generating the emissions shall be shutdown within a reasonable period of time. An expeditious manner is the time necessary to determine the cause of the excess emissions and to correct it within a reasonable period of time. A reasonable period of time is eight hours plus the period of time required to shut down the process without damaging the process equipment or control equipment. In the case of an electric utility, a reasonable period of time is eight hours plus the period of time until comparable generating capacity is available to meet consumer demand with the affected unit out of service, unless, the director shall, upon investigation, reasonably determine that continued operation constitutes an unjustifiable environmental hazard and issue an order that such operation is not in the public interest and require a process shutdown to commence immediately.

## 2. Excess Emissions Reporting

a. **Oral Reporting of Excess Emissions.** An incident of excess emission (other than an incident of excess emission during a period of startup, shutdown, or cleaning) shall be reported to the appropriate field office of the department within eight hours of, or at the start of the first working day following the onset of the incident. The reporting exemption for an incident of excess emission during startup, shutdown or cleaning does not relieve the owner or operator of a source with continuous monitoring equipment of the obligation of submitting reports required in 567-subrule 25.1(6). An oral report of excess emission is not required for a source with operational continuous monitoring equipment (as specified in 567-subrule 25.1(1) ) if the incident of excess emission continues for less than 30 minutes and does not exceed the applicable visible emission standard by more than 10 percent opacity. The oral report may be made in person or by telephone and shall include as a minimum the following:

- i. The identity of the equipment or source operation from which the excess emission originated and the associated stack or emission point.
- ii. The estimated quantity of the excess emission.
- iii. The time and expected duration of the excess emission.
- iv. The cause of the excess emission.
- v. The steps being taken to remedy the excess emission.
- vi. The steps being taken to limit the excess emission in the interim period.

b. **Written Reporting of Excess Emissions.** A written report of an incident of excess emission shall be submitted as a follow-up to all required oral reports to the department within seven days of the onset of the upset condition, and shall include as a minimum the following:

- i. The identity of the equipment or source operation point from which the excess emission originated and the associated stack or emission point.
- ii. The estimated quantity of the excess emission.
- iii. The time and duration of the excess emission.
- iv. The cause of the excess emission.
- v. The steps that were taken to remedy and to prevent the recurrence of the incident of excess emission.
- vi. The steps that were taken to limit the excess emission.
- vii. If the owner claims that the excess emission was due to malfunction, documentation to support this claim. 567 IAC 24.1(1)-567 IAC 24.1(4)

3. **Emergency Defense for Excess Emissions.** For the purposes of this permit, an “emergency” means any situation arising from sudden and reasonably unforeseeable events beyond the control of the source, including acts of God, which requires immediate corrective action to restore normal operation, and that causes the source to exceed a technology-based emission limitation under the permit due to unavoidable increases in emissions attributable to the emergency. An emergency shall not include non-compliance, to the extent caused by improperly designed equipment, lack of preventive maintenance, careless or improper operation or operator error. An emergency constitutes an affirmative defense to an action brought for non-compliance with technology based limitations if it can be demonstrated through properly signed contemporaneous operating logs or other relevant evidence that:

- a. An emergency occurred and that the permittee can identify the cause(s) of the emergency;
- b. The facility at the time was being properly operated;
- c. During the period of the emergency, the permittee took all reasonable steps to minimize levels of emissions that exceeded the emissions standards or other requirements of the permit; and
- d. The permittee submitted notice of the emergency to the director by certified mail within two working days of the time when the emissions limitations were exceeded due to the emergency. This notice must contain a description of the emergency, any steps taken to mitigate emissions, and corrective actions taken. *567 IAC 22.108(16)*

#### **G14. Permit Deviation Reporting Requirements**

A deviation is any failure to meet a term, condition or applicable requirement in the permit. Reporting requirements for deviations that result in a hazardous release or excess emissions have been indicated above (see G12 and G13). Unless more frequent deviation reporting is specified in the permit, any other deviation shall be documented in the semi-annual monitoring report and the annual compliance certification (see G4 and G5). *567 IAC 22.108(5)"b"*

#### **G15. Notification Requirements for Sources That Become Subject to NSPS and NESHAP Regulations**

During the term of this permit, the permittee must notify the department of any source that becomes subject to a standard or other requirement under 567-subrule 23.1(2) (standards of performance of new stationary sources) or section 111 of the Act; or 567-subrule 23.1(3) (emissions standards for hazardous air pollutants), 567-subrule 23.1(4) (emission standards for hazardous air pollutants for source categories) or section 112 of the Act. This notification shall be submitted in writing to the department pursuant to the notification requirements in 40 CFR Section 60.7, 40 CFR Section 61.07, and/or 40 CFR Section 63.9. *567 IAC 23.1(2), 567 IAC 23.1(3), 567 IAC 23.1(4)*

#### **G16. Requirements for Making Changes to Emission Sources That Do Not Require Title V Permit Modification**

1. Off Permit Changes to a Source. Pursuant to section 502(b)(10) of the CAAA, the permittee may make changes to this installation/facility without revising this permit if:
  - a. The changes are not major modifications under any provision of any program required by section 110 of the Act, modifications under section 111 of the act, modifications under section 112 of the act, or major modifications as defined in 567 IAC Chapter 22.
  - b. The changes do not exceed the emissions allowable under the permit (whether expressed therein as a rate of emissions or in terms of total emissions);
  - c. The changes are not modifications under any provisions of Title I of the Act and the changes do not exceed the emissions allowable under the permit (whether expressed therein as a rate of emissions or as total emissions);
  - d. The changes are not subject to any requirement under Title IV of the Act.
  - e. The changes comply with all applicable requirements.
  - f. For such a change, the permitted source provides to the department and the administrator by certified mail, at least 30 days in advance of the proposed change, a written notification, including the following, which must be attached to the permit by the source, the department and the administrator:

- i. A brief description of the change within the permitted facility,
- ii. The date on which the change will occur,
- iii. Any change in emission as a result of that change,
- iv. The pollutants emitted subject to the emissions trade
- v. If the emissions trading provisions of the state implementation plan are invoked, then Title V permit requirements with which the source shall comply; a description of how the emissions increases and decreases will comply with the terms and conditions of the Title V permit.
- vi. A description of the trading of emissions increases and decreases for the purpose of complying with a federally enforceable emissions cap as specified in and in compliance with the Title V permit; and
- vii. Any permit term or condition no longer applicable as a result of the change.

*567 IAC 22.110(1)*

2. Such changes do not include changes that would violate applicable requirements or contravene federally enforceable permit terms and conditions that are monitoring (including test methods), record keeping, reporting, or compliance certification requirements. *567 IAC 22.110(2)*

*22.110(2)*

3. Notwithstanding any other part of this rule, the director may, upon review of a notice, require a stationary source to apply for a Title V permit if the change does not meet the requirements of subrule 22.110(1). *567 IAC 22.110(3)*

4. The permit shield provided in subrule 22.108(18) shall not apply to any change made pursuant to this rule. Compliance with the permit requirements that the source will meet using the emissions trade shall be determined according to requirements of the state implementation plan authorizing the emissions trade. *567 IAC 22.110(4)*

5. Aggregate Insignificant Emissions. The permittee shall not construct, establish or operate any new insignificant activities or modify any existing insignificant activities in such a way that the emissions from these activities no longer meet the criteria of aggregate insignificant emissions. If the aggregate insignificant emissions are expected to be exceeded, the permittee shall submit the appropriate permit modification and receive approval prior to making any change. *567 IAC 22.103(2)*

6. No permit revision shall be required, under any approved economic incentives, marketable permits, emissions trading and other similar programs or processes, for changes that are provided for in this permit. *567 IAC 22.108(11)*

#### **G17. Duty to Modify a Title V Permit**

##### **1. Administrative Amendment.**

a. An administrative permit amendment is a permit revision that is required to do any of the following:

- i. Correct typographical errors
- ii. Identify a change in the name, address, or telephone number of any person identified in the permit, or provides a similar minor administrative change at the source;
- iii. Require more frequent monitoring or reporting by the permittee; or
- iv. Allow for a change in ownership or operational control of a source where the director determines that no other change in the permit is necessary, provided that a written agreement containing a specific date for transfer of permit responsibility,

coverage and liability between the current and new permittee has been submitted to the director.

b. The permittee may implement the changes addressed in the request for an administrative amendment immediately upon submittal of the request. The request shall be submitted to the director.

c. Administrative amendments to portions of permits containing provisions pursuant to Title IV of the Act shall be governed by regulations promulgated by the administrator under Title IV of the Act.

## 2. Minor Permit Modification.

a. Minor permit modification procedures may be used only for those permit modifications that do any of the following:

i. Do not violate any applicable requirements

ii. Do not involve significant changes to existing monitoring, reporting or recordkeeping requirements in the Title V permit.

iii. Do not require or change a case by case determination of an emission limitation or other standard, or increment analysis.

iv. Do not seek to establish or change a permit term or condition for which there is no corresponding underlying applicable requirement and that the source has assumed in order to avoid an applicable requirement to which the source would otherwise be subject. Such terms and conditions include any federally enforceable emissions caps which the source would assume to avoid classification as a modification under any provision under Title I of the Act; and an alternative emissions limit approved pursuant to regulations promulgated under section 112(i)(5) of the Act.;

v. Are not modifications under any provision of Title I of the Act; and

vi. Are not required to be processed as significant modification.

b. An application for minor permit revision shall be on the minor Title V modification application form and shall include at least the following:

i. A description of the change, the emissions resulting from the change, and any new applicable requirements that will apply if the change occurs.

ii. The permittee's suggested draft permit

iii. Certification by a responsible official, pursuant to 567 IAC 22.107(4), that the proposed modification meets the criteria for use of a minor permit modification procedures and a request that such procedures be used; and

iv. Completed forms to enable the department to notify the administrator and the affected states as required by 567 IAC 22.107(7).

c. The permittee may make the change proposed in its minor permit modification application immediately after it files the application. After the permittee makes this change and until the director takes any of the actions specified in 567 IAC 22.112(4) "a" to "c", the permittee must comply with both the applicable requirements governing the change and the proposed permit terms and conditions. During this time, the permittee need not comply with the existing permit terms and conditions it seeks to modify. However, if the permittee fails to comply with its proposed permit terms and conditions during this time period, existing permit term terms and conditions it seeks to modify may subject the facility to enforcement action.

3. Significant Permit Modification. Significant Title V modification procedures shall be used for applications requesting Title V permit modifications that do not qualify as minor Title V modifications or as administrative amendments. These include but are not limited to all significant changes in monitoring permit terms, every relaxation of reporting or recordkeeping permit terms, and any change in the method of measuring compliance with existing requirements. Significant Title V modifications shall meet all requirements of 567 IAC Chapter 22, including those for applications, public participation, review by affected states, and review by the administrator, and those requirements that apply to Title V issuance and renewal. *567 IAC 22.111-567 IAC 22.113* The permittee shall submit an application for a significant permit modification at least 6 months prior to the date of the proposed modification. *567 IAC 22.105(1)a(4)*

#### **G18. Duty to Obtain Construction Permits**

Unless exempted under 567 IAC 22.1(2), the permittee must not construct, install, reconstruct, or alter any equipment, control equipment or anaerobic lagoon without first obtaining a construction permit, conditional permit, or permit pursuant to 567 IAC 22.8, or permits required pursuant to 567 IAC 22.4 and 567 IAC 22.5. Such permits shall be obtained prior to the initiation of construction, installation or alteration of any portion of the stationary source. *567 IAC 22.1(1)*

#### **G19. Asbestos**

The permittee shall comply with 567 IAC 23.1(3)"a", and 567 IAC 23.2(3)"g" when conducting any renovation or demolition activities at the facility. *567 IAC 23.1(3)"a", and 567 IAC 23.2*

#### **G20. Open Burning**

The permittee is prohibited from conducting open burning, except as may be allowed by 567 IAC 23.2. *567 IAC 23.2 except 23.2(3)"h"; 567 IAC 23.2(3)"h" - State Only*

#### **G21. Acid Rain (Title IV) Emissions Allowances**

The permittee shall not exceed any allowances that it holds under Title IV of the Act or the regulations promulgated there under. Annual emissions of sulfur dioxide in excess of the number of allowances to emit sulfur dioxide held by the owners and operators of the unit or the designated representative of the owners and operators is prohibited. Exceedences of applicable emission rates are prohibited. "Held" in this context refers to both those allowances assigned to the owners and operators by USEPA, and those allowances supplementally acquired by the owners and operators. The use of any allowance prior to the year for which it was allocated is prohibited. Contravention of any other provision of the permit is prohibited. *567 IAC 22.108(7)*

#### **G22. Stratospheric Ozone and Climate Protection (Title VI) Requirements**

1. The permittee shall comply with the standards for labeling of products using ozone-depleting substances pursuant to 40 CFR Part 82, Subpart E:

- a. All containers in which a class I or class II substance is stored or transported, all products containing a class I substance, and all products directly manufactured with a class I substance must bear the required warning statement if it is being introduced into interstate commerce pursuant to § 82.106.
- b. The placement of the required warning statement must comply with the requirements pursuant to § 82.108.
- c. The form of the label bearing the required warning statement must comply with the requirements pursuant to § 82.110.
- d. No person may modify, remove, or interfere with the required warning statement except as described in § 82.112.

2. The permittee shall comply with the standards for recycling and emissions reduction pursuant to 40 CFR Part 82, Subpart F, except as provided for MVACs in Subpart B:
  - a. Persons opening appliances for maintenance, service, repair, or disposal must comply with the required practices pursuant to § 82.156.
  - b. Equipment used during the maintenance, service, repair, or disposal of appliances must comply with the standards for recycling and recovery equipment pursuant to § 82.158.
  - c. Persons performing maintenance, service, repair, or disposal of appliances must be certified by an approved technician certification program pursuant to § 82.161.
  - d. Persons disposing of small appliances, MVACs, and MVAC-like appliances must comply with reporting and recordkeeping requirements pursuant to § 82.166. ("MVAC-like appliance" as defined at § 82.152)
  - e. Persons owning commercial or industrial process refrigeration equipment must comply with the leak repair requirements pursuant to § 82.156.
  - f. Owners/operators of appliances normally containing 50 or more pounds of refrigerant must keep records of refrigerant purchased and added to such appliances pursuant to § 82.166.
3. If the permittee manufactures, transforms, imports, or exports a class I or class II substance, the permittee is subject to all the requirements as specified in 40 CFR part 82, Subpart A, Production and Consumption Controls.
4. If the permittee performs a service on motor (fleet) vehicles when this service involves ozone-depleting substance refrigerant (or regulated substitute substance) in the motor vehicle air conditioner (MVAC), the permittee is subject to all the applicable requirements as specified in 40 CFR part 82, Subpart B, Servicing of Motor Vehicle Air Conditioners. The term "motor vehicle" as used in Subpart B does not include a vehicle in which final assembly of the vehicle has not been completed. The term "MVAC" as used in Subpart B does not include the air-tight sealed refrigeration system used as refrigerated cargo, or system used on passenger buses using HCFC-22 refrigerant,
5. The permittee shall be allowed to switch from any ozone-depleting substance to any alternative that is listed in the Significant New Alternatives Program (SNAP) promulgated pursuant to 40 CFR part 82, Subpart G, Significant New Alternatives Policy Program. *40 CFR part 82*

### **G23. Permit Reopenings**

1. This permit may be modified, revoked, reopened, and reissued, or terminated for cause. The filing of a request by the permittee for a permit modification, revocation and reissuance, or termination, or of a notification of planned changes or anticipated noncompliance does not stay any permit condition. *567 IAC 22.108(9)"c"*
2. Additional applicable requirements under the Act become applicable to a major part 70 source with a remaining permit term of 3 or more years. Revisions shall be made as expeditiously as practicable, but not later than 18 months after the promulgation of such standards and regulations.
  - a. Reopening and revision on this ground is not required if the permit has a remaining term of less than three years;

- b. Reopening and revision on this ground is not required if the effective date of the requirement is later than the date on which the permit is due to expire, unless the original permit or any of its terms and conditions have been extended pursuant to 40 CFR 70.4(b)(10)(i) or (ii) as amended to June 25, 1993.
  - c. Reopening and revision on this ground is not required if the additional applicable requirements are implemented in a general permit that is applicable to the source and the source receives approval for coverage under that general permit. *567 IAC 22.108(17)"a", 567 IAC 22.108(17)"b"*
3. A permit shall be reopened and revised under any of the following circumstances:
- a. The department receives notice that the administrator has granted a petition for disapproval of a permit pursuant to 40 CFR 70.8(d) as amended to June 25, 1993, provided that the reopening may be stayed pending judicial review of that determination;
  - b. The department or the administrator determines that the Title V permit contains a material mistake or that inaccurate statements were made in establishing the emissions standards or other terms or conditions of the Title V permit;
  - c. Additional applicable requirements under the Act become applicable to a Title V source, provided that the reopening on this ground is not required if the permit has a remaining term of less than three years, the effective date of the requirement is later than the date on which the permit is due to expire, or the additional applicable requirements are implemented in a general permit that is applicable to the source and the source receives approval for coverage under that general permit. Such a reopening shall be complete not later than 18 months after promulgation of the applicable requirement.
  - d. Additional requirements, including excess emissions requirements, become applicable to a Title IV affected source under the acid rain program. Upon approval by the administrator, excess emissions offset plans shall be deemed to be incorporated into the permit.
  - e. The department or the administrator determines that the permit must be revised or revoked to ensure compliance by the source with the applicable requirements. *567 IAC 22.114(1)*
4. Proceedings to reopen and reissue a Title V permit shall follow the procedures applicable to initial permit issuance and shall effect only those parts of the permit for which cause to reopen exists. *567 IAC 22.114(2)*

#### **G24. Permit Shield**

Compliance with the conditions of this permit shall be deemed compliance with the applicable requirements included in this permit as of the date of permit issuance.

This permit shield shall not alter or affect the following:

- 1. The provisions of section 303 of the Act (emergency orders), including the authority of the administrator under that section;
- 2. The liability of an owner or operator of a source for any violation of applicable requirements prior to or at the time of permit issuance;
- 3. The applicable requirements of the acid rain program, consistent with section 408(a) of the Act;
- 4. The ability of the department or the administrator to obtain information from the facility pursuant to section 114 of the Act. *567 IAC 22.108 (18)*

**G25. Severability**

The provisions of this permit are severable and if any provision or application of any provision is found to be invalid by this department or a court of law, the application of such provision to other circumstances, and the remainder of this permit, shall not be affected by such finding. 567 IAC 22.108 (8)

**G26. Property Rights**

The permit does not convey any property rights of any sort, or any exclusive privilege. 567 IAC 22.108 (9)"d"

**G27. Transferability**

This permit is not transferable from one source to another. If title to the facility or any part of it is transferred, an administrative amendment to the permit must be sought to determine transferability of the permit. 567 IAC 22.111 (1)"d"

**G28. Disclaimer**

No review has been undertaken on the engineering aspects of the equipment or control equipment other than the potential of that equipment for reducing air contaminant emissions. 567 IAC 22.3(3)"c"

**G29. Notification and Reporting Requirements for Stack Tests or Monitor Certification**

The permittee shall notify the department's stack test contact in writing not less than 30 days before a required test or performance evaluation of a continuous emission monitor is performed to determine compliance with an applicable requirement. For the department to consider test results a valid demonstration of compliance with applicable rules or a permit condition, such notice shall be given. Such notice shall include the time, the place, the name of the person who will conduct the test and other information as required by the department. Unless specifically waived by the department's stack test contact, a pretest meeting shall be held not later than 15 days prior to conducting the compliance demonstration. The department may accept a testing protocol in lieu of a pretest meeting. A representative of the department shall be permitted to witness the tests. Results of the tests shall be submitted in writing to the department's stack test contact in the form of a comprehensive report within six weeks of the completion of the testing. Compliance tests conducted pursuant to this permit shall be conducted with the source operating in a normal manner at its maximum continuous output as rated by the equipment manufacturer, or the rate specified by the owner as the maximum production rate at which the source shall be operated. In cases where compliance is to be demonstrated at less than the maximum continuous output as rated by the equipment manufacturer, and it is the owner's intent to limit the capacity to that rating, the owner may submit evidence to the department that the source has been physically altered so that capacity cannot be exceeded, or the department may require additional testing, continuous monitoring, reports of operating levels, or any other information deemed necessary by the department to determine whether such source is in compliance.

Stack test notifications, reports and correspondence shall be sent to:

Stack Test Review Coordinator  
Iowa DNR, Air Quality Bureau  
7900 Hickman Road, Suite #1  
Urbandale, IA 50322  
(515) 242-6001

Within Polk and Linn Counties, stack test notifications, reports and correspondence shall also be directed to the supervisor of the respective county air pollution program.

567 IAC 25.1(7)"a", 567 IAC 25.1(9)

### **G30. Prevention of Air Pollution Emergency Episodes**

The permittee shall comply with the provisions of 567 IAC Chapter 26 in the prevention of excessive build-up of air contaminants during air pollution episodes, thereby preventing the occurrence of an emergency due to the effects of these contaminants on the health of persons.  
*567 IAC 26.1(1)*

### **G31. Contacts List**

The current address and phone number for reports and notifications to the EPA administrator is:

Chief of Air Permits  
EPA Region 7  
Air Permits and Compliance Branch  
901 N. 5<sup>th</sup> Street  
Kansas City, KS 66101  
(913) 551-7020

The current address and phone number for reports and notifications to the department or the Director is:

Chief, Air Quality Bureau  
Iowa Department of Natural Resources  
7900 Hickman Road, Suite #1  
Urbandale, IA 50322  
(515) 242-5100

Reports or notifications to the DNR Field Offices or local programs shall be directed to the supervisor at the appropriate field office or local program. Current addresses and phone numbers are:

#### **Field Office 1**

909 West Main – Suite 4  
Manchester, IA 52057  
(319) 927-2640

#### **Field Office 2**

P.O. Box 1443  
2300-15th St., SW  
Mason City, IA 50401  
(641) 424-4073

#### **Field Office 3**

1900 N. Grand Ave.  
Spencer, IA 51301  
(712) 262-4177

#### **Field Office 4**

1401 Sunnyside Lane  
Atlantic, IA 50022  
(712) 243-1934

#### **Field Office 5**

401 SW 7<sup>th</sup> Street, Suite I  
Des Moines, IA 50309  
(515) 725-0268

#### **Field Office 6**

1004 W. Madison  
Washington, IA 52353  
(319) 653-2135

#### **Polk County Public Health Dept.**

Air Quality Division  
5895 NE 14th St.  
Des Moines, IA 50313  
(515) 286-3351

#### **Linn County Public Health Dept.**

Air Quality Division  
501 13th St., NW  
Cedar Rapids, IA 52405  
(319) 892-6000